

OCT. 27. 2004 3:08PM

MBS&S 919 854-1401

OCT 27 2004 NO. 7205 P. 1/10

MYERS BIGEL SIBLEY & SAJOVEC, P.A.

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October 27, 2004

Via Facsimile
703-872-9306

Attn: Petitions Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re: Nojima et al.
Serial No.: 10/705,365
Filed: November 10, 2003
For: FLUE GAS DENITRATION CATALYST AND PREPARATION PROCESS
THEREOF

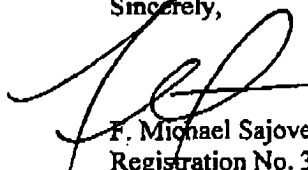
Group Art Unit: 3749
Confirmation No.: 4620

Dear Sirs:

Enclosed please find a copy of the Petition to Accord the Proper Filing Date along with a copy of the Cover Sheet for the Application showing the Express Mail Signature and date on Page 2, a copy of the Express Mail Receipt, a copy of our return postcard, and Filing Receipt, submitted to the United States Patent and Trademark Office on March 25, 2004. Thank you for your assistance with this matter.

If you have any questions or concerns regarding this communication, please do not hesitate to contact us.

Sincerely,



F. Michael Sajovec
Registration No. 31,793

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Enclosures

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OCT 27 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

ATTY DOCKET NO.: 5576-153

DATE: November 10, 2003

UTILITY PATENT APPLICATION TRANSMITTAL LETTER
AND FEE TRANSMITTAL FORM (37 CFR § 1.53(b))

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing under 37 CFR § 1.53(b) is:

- ☒ a patent application
☐ a Continuation ☐ a Divisional ☐ a Continuation-in-Part (CIP) Application of prior application no.: _____; filed _____ the disclosure of which is incorporated herein by reference in its entirety.
☒ and claims the benefit of Japanese Application No. 2003-069105; filed March 14, 2003.

Inventor(s) or Application Identifier:

Shigeru NOJIMA
Kozo IIDA
YOSHIAKI OBAYASHI
KATSUMI NOCHI
Masashi KIYOSAWA

Entitled:

Flue Gas Denitration Catalyst and Preparation Process Thereof

Myers Bigel Sibley & Sajovec, P.A.
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Raleigh, North Carolina 27627
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Enclosed are:

1. ☒ Application Transmittal Letter and Fee Transmittal Form (*A duplicate is enclosed for fee processing*)
2. ☒ 21 pages of Specification (including 18 claims)
3. ☒ 1 sheets of Formal Drawings (35 USC 113)
4. ☒ Oath or Declaration
 - a. ☒ newly executed (*original or copy*)
 - b. ☐ copy from prior application (37 CFR 1.63(d) (*for continuation/divisional*) [Note Box 6 Below])
 - c. ☐ DELETION OF INVENTOR(S) (*Signed statement deleting inventor(s) named in the prior application*)

Page 1 of 2

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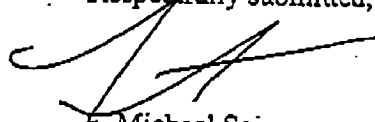
5. ☐ Application Data Sheet. See 37 CFR 1.76
6. ☐ Incorporation By Reference *(useable if box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☐ Microfiche Computer Program *(Appendix)*
8. ☒ Assignment papers *(cover sheet(s) and document(s))*
9. ☐ Applicant claims small entity status. See 37 CFR § 1.27.
10. ☒ Information Disclosure Statement, PTO-1449, and 1 references cited
11. ☐ Preliminary Amendment *(Please enter all claim amendments prior to calculating the filing fee.)*
12. ☐ English Translation Document
13. ☒ Certified Copy of Japanese Application No. 2003-069105; Filed March 14, 2003
14. ☐ Sequence Listing/ Sequence Listing Diskette
- a. ☐ computer readable copy
- b. ☐ paper copy
- c. ☐ statement in support
15. ☐ An Associate Power of Attorney
16. ☒ Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
17. ☐ Other:

The fee has been calculated as shown below:

	Column 1 No. Filed	Column 2 No. Extra	Small Entity Rate Fee	Large Entity Rate Fee
BASIC FEE			\$385.00	\$ 770.00
TOTAL CLAIMS	18 - 20 =		x 09 = \$	x 18 = \$
INDEP CLAIMS	3 - 3 =		x 43 = \$	x 86 = \$
<input type="checkbox"/> MULTIPLE Dependent Claims Presented			+ 145 = \$	+ 290 = \$770.00
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- ☒ A check in the amount of \$810.00 is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).
- ☐ Please charge my Deposit Account No. 50-0220 in the amount of \$
- ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:
- a. ☒ Additional filing fees under 37 CFR 1.16 for presentation of extra claims.
- b. ☒ Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,


F. Michael Sajovec
Registration No. 31,793

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- ENROUTE, November 10, 2003, 7:51 pm, RALEIGH, NC 27623
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MS Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Encls/clsDate: November 19, 2003Doc. No. 8576-153Serial No. To Be AssignedInventor: No. in state

11-20-03 A02

Sir: Kindly acknowledge receipt of the accompanying items listed below
by placing your receiving stamp hereon and return mailing:

☒ Application Transmittal and:☒ Specification pages 21☒ No. of Claims 18☒ Declaration & POA☒ Assignment and Fee☒ Small Entry Statement☒ Formal Drawings/ sheets☒ Associate Power of Attorney☒ Exp. Mail ☐ 1st Class Mail

Other: _____

☒ Check \$ _____☒ IDS & PTO-1449 & 1 refs.☐ Amendment & Amend. Transmittal☐ Preliminary Amendment☐ Issue Fee☐ Brief☐ Appeal☒ Submittal of Priority Doc.

Respectfully submitted,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant

22388 U.S. PTO
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE RECD	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/705,365	11/10/2003 11/10/2003	3749	770	5576-153	1	18	3

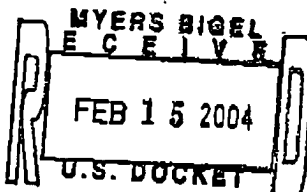
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MYERS BIGEL SIBLEY & SAJOVEC
PO BOX 37428
RALEIGH, NC 27627

CONFIRMATION NO. 4620

FILING RECEIPT

OC000000011872602



Date Mailed: 02/11/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Shigeru Nojima, Hiroshima, JAPAN;
Kozo Iida, Hiroshima, JAPAN;
Yoshiaki Obayashi, Hiroshima, JAPAN;
Katsumi Nochi, Hiroshima, JAPAN;
Masashi Kiyosawa, Nagasaki-ken, JAPAN;

Domestic Priority data as claimed by applicant

Foreign Applications

JAPAN 2003-069105 03/14/2003

If Required, Foreign Filing License Granted: 02/10/2004

Projected Publication Date: 09/16/2004

Non-Publication Request: No

Early Publication Request: No

Title

Flue gas denitration catalyst and preparation process

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Preliminary Class
431

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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